

TOWN OF DAVIE

TOWN COUNCIL AGENDA REPORT

TO: Mayor and Councilmembers

FROM/PHONE: Mark Kutney, AICP, Development Services Director/ (954) 797-1101
Prepared by: David M. Abramson, Planner I

SUBJECT: TU 10-4-03, Home Depot, 5801 South University Drive, Davie, FL

AFFECTED DISTRICT: District 2

TITLE OF AGENDA ITEM: Temporary Use Permit for Christmas tree sale

REPORT IN BRIEF: The applicant (E.A.S.E. Foundation) is requesting approval of a temporary use permit for the sale of Christmas trees. The Christmas tree sales tent is going to be located in the center portion of the Home Depots parking lot. The applicant has received approval from the Home Depot to erect the tent and sell the Christmas trees in the parking lot. Home Depot has also provided E.A.S.E. permission to use the stores restroom facilities. The Town of Davie Land Development Code Section 17-8, Seasonal sales, defines the permitted period and the necessary facilities provided on site. The Development Review Committee reviewed a satisfactory site plan, which accurately depicted all details of the request.

DURATION OF EVENT: The duration and hours of the request is November 27, 2003 to December 25, 2003, Mon.-Thur. 8 a.m. – 8 p.m., Fri.-Sat. 8 a.m. - 9 p.m., and Sun. 9 a.m. – 7 p.m.

Section 12-319 of the Land Development Code requires that three (3) criteria be met for temporary use permits:

- (1) Any nuisance or hazardous features involved is suitably separated from adjacent uses;
- (2) Excessive Vehicular traffic will not be generated on minor residential streets; and,
- (3) A vehicular parking problem will not be created.

Staff finds that the Christmas tree sale will be suitably separated from adjacent uses, there will be no traffic generated on minor residential streets, and a vehicle-parking problem is not anticipated. In addition, the following conditions apply:

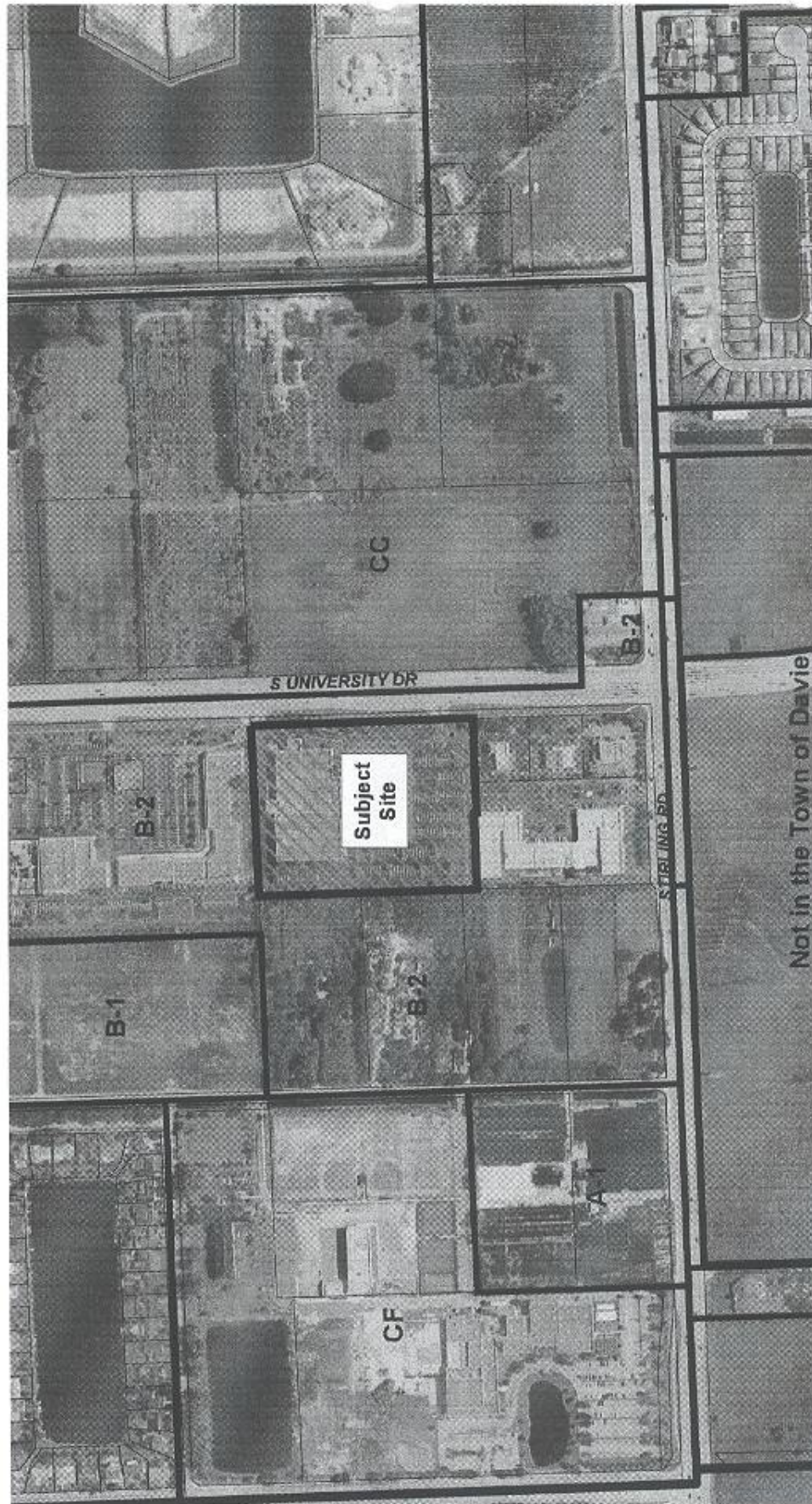
- (1) This permit shall be valid only for the time specific on November 27, 2003 to December 25, 2003, Mon.-Thur. 8 a.m. – 8 p.m., Fri.-Sat 8 a.m. - 9 p.m., and Sun. 9 a.m. – 7 p.m.
- (2) A flame spread certificate for each tent with the address of where the tent will be located during the event.
- (3) A building permit must be secured prior to the event.
- (4) All concerns and comments as identified by reviewing agencies on the building permit must be addressed prior to the issuance of a Building permit.

PREVIOUS ACTIONS: None

CONCURRENCES: The Development Review Committee members have reviewed the application and have no objections to the request.

FISCAL IMPACT: None

RECOMMENDATION(S): Staff finds the subject application complete and suitable for transmittal to Town Council for further consideration.



Date Flown:
12/31/00



400 0 400 800 Feet



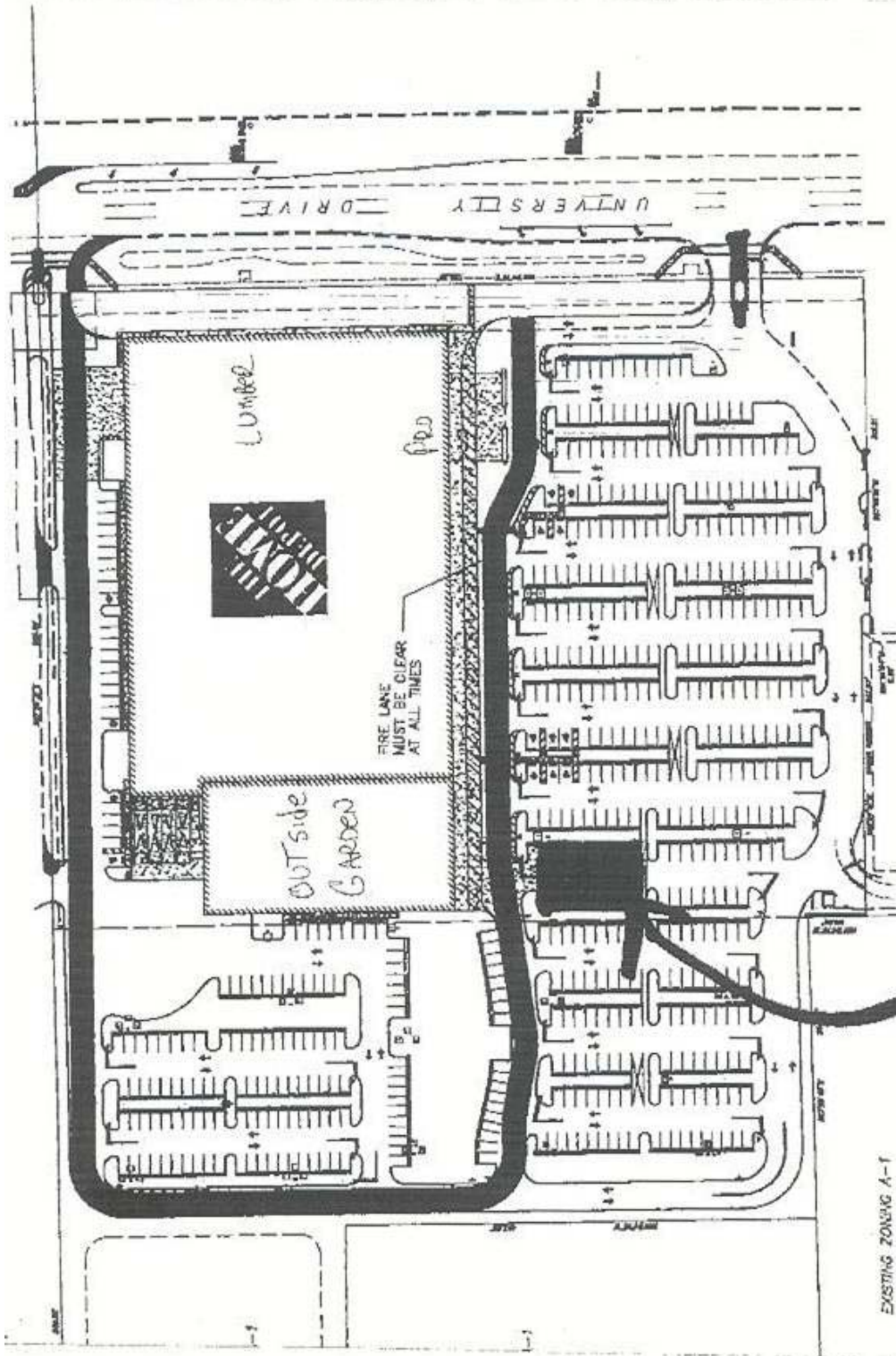
Planning & Zoning Division - GIS



Temporary Use Permit TU 10-4-03 Subject Site, Zoning and Aerial Map

Prepared By: D.M.A.
Date Prepared: 10-30-03

10341



LYNN, THE SHADED AREA IS
THE PROPOSED LOCATION OF TRENT
60 X 80

Home Depot 10341
5801 S. UNIVERSITY DR.
DAVID FL 33328
50-41-32-12-00-20

10-14-03 14:25 TO:HOME POT
Planning and
land operations,
sensitive areas
unimproved, opening
residential or
parking land use
etc.
parked and in
grand openings
up to 4 times
per foot or
shaded at least 30
feet except for
direct sunlight
on Monday -
lowest property
line has assessment
on to part in the

FRG

P01

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